

12/31/96  
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FILED  
on  
THE DOCKET  
19 97  
WILLIAM T. WALSH, CLERK  
(Deputy Clerk)

FILED

AT 2:30 PM  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
WILLIAM T. WALSH  
CLERK

-----x  
In re Application for an  
Order permitting BAYER AG  
to take discovery,  
pursuant to the Federal  
Rules of Civil Procedure,  
of BETACHEM, INC. for use  
in an action pending in  
the FIRST INSTANCE COURT  
NO. 25 OF BARCELONA,  
SPAIN.

Civil Action No. 96-5650 (WHW)

ORDER & JUDGMENT

-----x  
Upon the application, dated December 3, 1996, of Bayer  
AG for an order, pursuant to 28 U.S.C. § 1782, to take discovery  
of Betachem, Inc.; and upon the objection of Betachem, Inc., dated  
December 17, 1996, objecting to the application; and upon the  
reply memorandum of Bayer AG, dated December 20, 1996, in further  
support of its application; and the parties, by their counsel,  
having be heard in open court on December 23, 1996; and sufficient  
cause appearing to me therefor, and due deliberation having been  
had hereon,

NOW, THEREFORE, it is

ORDERED, that the application be, and the same hereby  
is, denied; and it is further

ORDERED, ADJUDGED & DECREED, that the within action be,  
and the same hereby is, dismissed.

Dated: Newark, New Jersey

December 2, 1996

*May 2, 1997*

S O O R D E R E D



HONORABLE WILLIAM H. WALLS  
UNITED STATES DISTRICT JUDGE